

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

TUAN NGUYEN,

Defendant.

No. CR 3-12-70185 MEJ

~~PROPOSED~~ ORDER FOR
TREATMENT REGARDING
COMPETENCY EXAMINATION (18
U.S.C. § 4241(d))

FOR GOOD CAUSE APPEARING, and having found that Mr. Tuan Nguyen, the defendant in the above-captioned matter, is presently suffering from a mental disease or defect rendering him mentally incompetent to the extent that he is unable to understand the nature and consequences of the proceedings against him and to assist properly in his defense, IT IS HEREBY ORDERED pursuant to 18 U.S.C. § 4241(d) that Mr. Nguyen be committed to the custody of the Attorney General, where he shall be hospitalized for treatment aimed at restoring his competency in a suitable facility for a period not to exceed four months.

IT IS FURTHER ORDERED that a supplemental evaluation of Mr. Nguyen be conducted by a licensed or certified psychiatrist and/or psychologist in order to determine pursuant to 18 U.S.C. § 4241(d) whether there is a substantial probability that in the foreseeable future he will attain the capacity to permit the proceedings to go forward.

IT IS FURTHER ORDERED that the examining psychiatrist(s) and/or psychologist(s) prepare a supplemental report addressing the results of this treatment and evaluation to be filed with

1 the Court no later than November 30, 2012, unless otherwise directed by the Court.

2 IT IS SO ORDERED.

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4 DATED: July 30, 2012



MARIA ELENA JAMES
Chief United States Magistrate Judge

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7 Approved as to form:

8 _____/s/_____
9 Elise Becker
10 Assistant United States Attorney

11 _____/s/_____
12 Daniel P. Blank
13 Assistant Federal Public Defender
14 Counsel for Tuan Nguyen
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